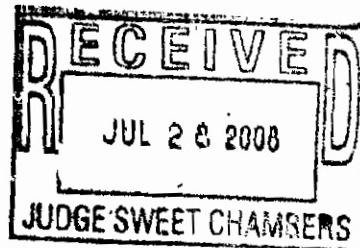


TOTAL P.02



STATE OF NEW YORK  
OFFICE OF THE ATTORNEY GENERAL



ANDREW M. CUOMO  
Attorney General

July 25, 2008

LESLIE G. LEACH  
Executive Deputy Attorney General  
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Via Fax (212)805-7925  
Hon. Robert W. Sweet  
United States District Judge  
Southern District of New York  
500 Pearl Street  
New York, New York 10007

JUNE DUFFY  
Assistant Attorney General in Charge  
Litigation Bureau

Re: Perry v Stephen  
08CV3586 (RWS)  
Pro Se

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #: \_\_\_\_\_  
DATE FILED: 8/5/08

Dear Judge Sweet:

This letter is written on behalf of defendant, Corrections Officer Paul Stephens, employed by the New York State Department of Correctional Services ("DOCS") at Downstate Correctional Facility, respectfully to request a further extension of time from July 29, 2008 until August 22, 2008 to respond to the pro se Section 1983 civil rights complaint.

Additional time is being requested to permit our office to obtain from DOCS and Downstate additional records necessary to enable us to prepare our response by means of an Answer or Motion to Dismiss. Except for our initial request to set July 29<sup>th</sup> as defendant's response date, no previous requests have been made to extend that date. I did not obtain plaintiff's consent prior to making this application because he is incarcerated.

Respectfully submitted,

Donald Nowve  
Assistant Attorney General  
(212)416-8227

*So ordered  
July 26/08  
7.30.08*

c: Kareem S. Perry  
DIN #93-A-5130  
Upstate Correctional Facility  
309 Bare Hill Road  
Malone, New York 12953